

EXHIBIT 13

UNITED STATES DISTRICT COURT
FOR THE WESTERN DISTRICT OF NEW YORK

BLACK LOVE RESISTS IN THE RUST, et al.,
individually and on behalf of a class of
all others similarly situated,

Plaintiffs,

vs.

1:18-cv-00719-CCR

CITY OF BUFFALO, N.Y., et al.,

Defendants.

ORAL EXAMINATION OF KEVIN BRINKWORTH

APPEARING REMOTELY FROM

BUFFALO, NEW YORK

Wednesday, March 16, 2022

9:08 a.m. - 4:43 p.m.

pursuant to notice

REPORTED BY:

Luanne K. Howe

APPEARING REMOTELY FROM CUYAHOGA COUNTY, OHIO

R E M O T E A P P E A R A N C E S

APPEARING FOR THE PLAINTIFFS:

NATIONAL CENTER FOR LAW AND ECONOMIC JUSTICE

BY: CLAUDIA WILNER, ESQ.

275 Seventh Avenue, Suite 1506

New York, New York 10001

212-633-6967

APPEARING FOR THE DEFENDANTS:

CITY OF BUFFALO LAW DEPARTMENT

BY: CHRIS POOLE, ESQ.

ASSISTANT CORPORATION COUNSEL

1100 City Hall

65 Niagara Square

Buffalo, New York 14202

716-851-4343

ALSO PRESENT:

CHRISTINE NELSON, ESQ.

Covington & Burling LLP

1 A I don't recall seeing tow trucks set up there, no.

2 Q Were K-9 dogs at the roadblocks that you attended?

3 A Not that I recall.

4 Q How were the locations for the Strike Force
5 roadblocks determined?

6 A I don't know.

7 MR. POOLE: Pardon me, Claudia. I
8 apologize. Can we go off the record for a
9 second?

10 MS. WILNER: Sure.

11 (Discussion held off the record.)

12 MS. WILNER: Would you be able to just
13 read back the last question and answer so we
14 can remember where we were?

15 (Record read by reporter.)

16 BY MS. WILNER:

17 Q So who did set the checkpoint locations?

18 A Originally, it was Derenda.

19 Q And did there come a time when Derenda stopped
20 setting checkpoint locations?

21 A There was a point the lieutenants picked up.

22 Q At the beginning, Derenda would send daily emails
23 with checkpoint locations, right?

1 MR. POOLE: Form.

2 Q And did working overtime also give opportunities --
3 excuse me.

4 Did working overtime also give officers the
5 opportunity to increase their pensions?

6 A Yes.

7 Q Did you see overtime opportunities as a reward for
8 production?

9 A No.

10 Q Did you correct Captain Roberts' belief that overtime
11 is a reward for production?

12 A I don't recall having that conversation.

13 Q Did you ever look into whether Captain Roberts was
14 communicating down the chain of command that overtime
15 was available as a reward for production?

16 A I did not hear that.

17 Q And did you look to see whether that was happening?

18 A No.

19 Q As chief, did you have a philosophy about how best to
20 use overtime?

21 A I had little or no authority in that regard. I had
22 no control over how overtime was meted out or how
23 details were set up. That was not anything that I